

Message Text

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ORIGIN EB-07

INFO OCT-01 EUR-12 ISO-00 CAB-02 CIAE-00 COME-00 DODE-00
DOTE-00 INR-07 NSAE-00 CIEP-01 FAA-00 L-03 NSC-05
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DRAFTED BY EB/AN;JBMAGNOR;VLV
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EUR/EE - S.FROMOWITZ
CAB - R.MILLER (SUBS)
L/EB - P.MICKEY
----- 085237 /70
O 212128Z DEC 76
FM SECSTATE WASHDC
TO AMEMBASSY PRAGUE IMMEDIATE

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E.O. 11652: N/A

TAGS: EAIR, YO

SUBJECT: CIVAIR - INTERIM EXTENSION OF BILATERAL AIR
TRANSPORT AGREEMENT

REF: PRAGUE 3553, 3571 AND PREVIOUS

1. PARA 2 PRAGUE 3553 REPORT OF PAA-CSA LONDON TALKS IS
SUBSTANTIALLY IN ACCORD ACCOUNT PAA HAS GIVEN DEPARTMENT.
PAA INDICATES THAT, WITH MINOR RESERVATIONS, IT IS
GENERALLY PLEASED WITH RESULTS OF TALKS AND IS OPTIMISTIC
THAT FURTHER PROGRESS WILL BE MADE IN FUTURE. PRINCIPAL
REMAINING SOURCE OF PAN AM CONCERN CENTERS ON CSA'S ABILITY
TO MEET MINIMUM SALES QUOTA GIVEN SHORTFALLS IN PAST. PAA
HAS RECOMMENDED ONE YEAR EXTENSION OF AGREEMENT WITH PRO-
VISOS THAT CSA MEET DOLS 940 THOUSAND MINIMUM SALES QUOTA
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FOR 1977 AND THAT ANY 1976 SHORTFALL BE ADDED TO 1977
QUOTA.

2. WHILE WE ARE DISPOSED TO EXTEND PRESENT AGREEMENT FOR
ONE YEAR THERE IS NOT ENOUGH TIME BEFORE DECEMBER 31 WORK
OUT MODALITIES CONCERNING SALES QUOTA. ACCORDINGLY,

EMBASSY IS REQUESTED PROPOSE THREE-MONTH INTERIM EXTENSION OF AGREEMENT THROUGH MARCH 31, 1977 TO PROVIDE TIME TO WORK OUT THESE DETAILS. (THE TEXT OF A US NOTE IS PROVIDED IN

PARA 3 BELOW.) ANY UNCERTAINTY IN CZECH MINDS CREATED BY THE INTERIM PERIOD SHOULD HOPEFULLY PUT SOME PRESSURE ON CZECHS TO COME TO AGREEMENT ON DETAILS OF SALES QUOTA.

3. BEGIN TEXT: "... AND HAVE THE HONOR TO REFER TO THE MINISTRY OF FOREIGN AFFAIRS' NOTE OF NOVEMBER 12, 1976 AND TO THIS EMBASSY'S NOTE OF OCTOBER 26, 1976 CONCERNING THE EXTENSION OF THE US-CZECHOSLOVAKIA AIR TRANSPORT AGREEMENT OF FEBRUARY 28, 1969, AS AMENDED AND EXTENDED. ALTHOUGH COMPLETELY SATISFACTORY ARRANGEMENTS FOR THE IMPLEMENTATION OF ARTICLE X OF THE AGREEMENT HAVE NOT BEEN ACHIEVED, MY GOVERNMENT IS PLEASED WITH THE PROGRESS THE DESIGNATED AIRLINES OF BOTH SIDES HAVE MADE IN THIS CONNECTION.

"MY GOVERNMENT IS PREPARED, THEREFORE, TO CONSIDER EXTENDING THE PRESENT AGREEMENT, SUBJECT TO APPROPRIATE CONDITIONS CONCERNING SALES ON BEHALF OF THE US DESIGNATED AIRLINE IN CZECHOSLOVAKIA, FOR A PERIOD OF ONE YEAR. HOWEVER, IN VIEW OF TIMING CONSTRAINTS, IT WOULD NOT BE POSSIBLE TO WORK OUT THESE FURTHER DETAILS BEFORE THE PRESENT AGREEMENT EXPIRES ON DECEMBER 31.

"ACCORDINGLY, I HAVE THE HONOR TO PROPOSE ON BEHALF OF MY GOVERNMENT THAT THE AIR TRANSPORT AGREEMENT, AS SUBSEQUENTLY AMENDED AND EXTENDED, BE FURTHER EXTENDED FOR AN INTERIM PERIOD THROUGH MARCH 31, 1977, AND THAT PROGRESS LIMITED OFFICIAL USE

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ACHIEVED BY THE DESIGNATED AIRLINES AND THE UNDERSTANDINGS THEY HAVE REACHED APPLY DURING THIS PERIOD.

"IF THE FOREGOING PROPOSAL IS ACCEPTABLE TO YOUR GOVERNMENT, I HAVE THE HONOR TO PROPOSE THAT THIS NOTE AND YOUR REPLY TO THAT EFFECT CONSTITUTE AN AGREEMENT BETWEEN OUR TWO GOVERNMENTS."

4. WHEN NOTE EXCHANGE HAS BEEN COMPLETED, EMBASSY SHOULD NOTIFY DEPARTMENT TELEGRAPHICALLY AND, IN ACCORDANCE WITH 11 FAM, TRANSMIT FOREIGN MINISTRY NOTE AND CERTIFIED COPY OF ITS NOTE VIA AIRGRAM CAPTIONED FOR ATTENTION: ASSISTANT LEGAL ADVISER FOR TREATY AFFAIRS. KISSINGER

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